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August 4, 1992

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Date of Deposit August 4, 1992

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Commissioner of Patents
and Trademarks
Washington, D.C. 20231
ATTENTION: BOX SEQUENCE

Dear Sir:

Enclosed is a patent application (including formal papers) as follows:

Applicant(s): Sherrol H. McDonough, Daniel L. Kacian,
Nanibhushan Dattagupta, Diane L. McAllister, Philip Hammond
and Thomas B. Ryder

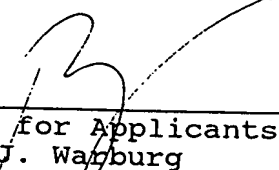
Title: NUCLEIC ACID SEQUENCE AMPLIFICATION

No. Pages of Specification: 33; No. Pages of Sequence
Listing: 7; No. Pages of Claims: 10; No. Computer Disks: 1;
No. Sheets of Drawings: 1.

If this application is found otherwise to be incomplete, or if at any time appears that a telephone conference with counsel would helpfully advance prosecution, please telephone the undersigned in La Jolla, California (619) 552-8400.

Kindly acknowledge receipt of the foregoing application
by returning the self-addressed postcard.

Respectfully submitted,



Attorney for Applicants
Richard J. Wagburg
Registration No. 32,327
LYON & LYON
611 W. Sixth Street
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(619) 552-8400

Enclosures
197/136-GENPROBE
RJW/cag



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application Serial No. 07/925,405
Prior Application Filing Date August 4, 1992
Examiner: Tran, P.
Art Unit: 1807

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION UNDER 37 CFR § 1.62

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

This is a request for filing a

- ☒ Continuation
☐ Divisional

Application under 37 CFR § 1.62, of prior application Serial
No. 07/925,405, filed August 4, 1992, of Sherrol McDonough et
al for NUCLEIC ACID SEQUENCE AMPLIFICATION

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR § 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all other applications in the same file wrapper.

1. ☐ Enter the amendment previously filed on _____ under 37 CFR § 1.116 but unentered, in the prior application.
2. ☒ A preliminary amendment is enclosed.
3. ☒ The filing fee is calculated below on the basis of the claims existing in the prior application as amended at 1 and/or 2 above:

For	Number Filed	Number Extra	Rate	Basic Fee
Total claims.	43	-20 = 23	X \$ 22.00 =	\$730.00
Independent claims. . .	03	- 3 = -0-	X \$ 76.00 =	\$506.00
Multiple dependent claim presented	-0-		+ \$240.00 =	

TOTAL FILING FEE \$ 1236.00

4. ☒ The Commissioner is hereby authorized to charge any fees under 37 CFR § 1.16 and § 1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 12-2475. A triplicate copy of this sheet is enclosed. ☒ 37 CFR 1.16 (filing fees)

1/ "Express Mail" mailing label number TB553497856US
Date of Deposit November 28, 1994

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

SARAH B. NAVARRO

(Typed or printed name of person mailing paper or fee)


Sarah B. Navarro
(Signature of person mailing paper or fee)

[X] 37 CFR 1.16 (presentation of extra claims)

5. [] A verified statement that this filing is by a small entity
[] is attached
[] has been filed in the parent application and such status is still proper and desired (37 CFR 1.28(a))
Filing fee calculation (50% of above) \$.00
6. [X] A check in the amount of \$1236.00 is enclosed.
7. [X] Amend the specification by inserting before the first line the sentence: -- This application is a [X] continuation [] division of application Serial No. 07/925,405, filed August 4, 1992.
8. [X] The prior application is assigned of record to Gen-Probe Incorporated.
9. [] Also enclosed is _____.
10. [X] The power of attorney in the prior application is to
Richard J. Warburg, Reg. No. 32,327
of: LYON & LYON
611 West Sixth Street, Suite 3400, Los Angeles, CA 90017
- a. [X] The power appears in the original papers in the prior application.
- b. [] As the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. [X] Kindly recognize as associate attorney
Roland N. Smoot, Reg. No. 18,718; Conrad R. Solum, Jr. Reg. No. 20,467; James W. Geriak, Reg. No. 20,233; Robert M. Taylor, Jr., Reg. No. 19,848; Samuel B. Stone, Reg. No. 19,297; Douglas E. Olson, Reg. No. 22,798; Robert E. Lyon, Reg. No. 24,171; Robert C. Weiss, Reg. No. 24,939; Richard E. Lyon, Jr., Reg. No. 26,300; John D. McConaghy, Reg. No. 26,773; William C. Steffin, Reg. No. 26,811; Coe A. Bloomberg, Reg. No. 26,605; J. Donald McCarthy, Reg. No. 25,119; John M. Benassi, Reg. No. 27,483; James H. Shalek, Reg. No. 29,749; Allan W. Jansen, Reg. No. 29,035; Robert W. Dickerson, Reg. No. 29,914; Roy L. Anderson, Reg. No. 30,240; David B. Murphy, Reg. No. 31,125; James C. Brooks, Reg. No. 29,898; Jeffrey M. Olson, Reg. No. 30,790; Steven D. Hemminger, Reg. No. 30,755; Jerrold B. Reilly, Reg. No. 32,293; Paul H. Meier, Reg. No. 32,274; John A. Rafter, Jr., Reg. No. 31,653; Kenneth H. Ohriner, Reg. No. 31,646; Mary S. Consalvi, Reg. No. 32,212; Bradford J. Duft, Reg. No. 32,219; Suzanne L. Biggs, Reg. No. 30,158; Steven M. Weiss, Reg. No. 37,534; Matthew W. Knight, Reg. No. 36,846; Richard J. Warburg, Reg. No. 32,327; F.T. Alexandra Mahaney, Reg. No. 37,668; Sheldon O. Heber, Reg. No. 38,179; Jeffrey W. Guise, Reg. No. 34,613; Charles S. Berkman, Reg. No. 38,077; and Anthony C. Chen, Reg. No. 38,673; of LYON & LYON, 611 West Sixth Street, 34th Floor, Los Angeles, California 90017, telephone (619) 552-8400.
- d. [X] Address all future communications:

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